



COPYRIGHT ROYALTY BOARD

Single Claim for DART Royalty Fees Collected During 2008

COPY

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In accordance with Chapter 10 of the Copyright Act, 17 U.S.C., and Part 360 of the Copyright Royalty Board regulations, 37 C.F.R. 360.20–360.25, the claimant named below files with the Copyright Royalty Board of the Library of Congress a claim to royalty payments collected from manufacturers and importers of digital audio recording devices and digital audio recording media who distribute the products in the United States, collected from January 1 through December 31, 2008.

Filer and Interested Copyright Party Information

1

FILER'S FULL NAME AND ADDRESS: Below, provide the full legal name and address of person or entity filing the claim.

NAME Herman Kelly
STREET P.O. Box 14157
CITY Detroit STATE Michigan ZIP 48214-0157

OTHER FILER IDENTIFICATION: Indicate below whether the person filing this claim is the interested copyright party (see item 5 for definition) or an authorized representative of the interested copyright party. *Check only one.*

☒ Interested copyright party ☐ Authorized representative of the interested copyright party

Telephone number of person or entity filing the claim: 313-894-8855

Email, if any, of the person or entity filing the claim: hermankelly@att.net

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INTERESTED COPYRIGHT PARTY'S FULL NAME AND ADDRESS: Provide the full legal name and address of the interested copyright party below. If the interested copyright party claiming royalty payments is the same person or entity identified in item 1, please enter "SAME."

NAME SAME
STREET _____
CITY _____ STATE _____ ZIP _____

3

CONTACT PERSON: Write below the name, phone number, fax number, (if any), and email address (if any) of the contact person. This person must be the interested copyright party, an authorized representative of that party, or a designee of either.

NAME Herman Kelly
PHONE 313-894-8855 FAX _____
EMAIL hermankelly@att.net

Claim Information

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SUBFUND SELECTION: Select the subfund against which your claim is being made. A separate claim must be submitted for each subfund. *Select only one subfund below.*

Sound Recordings Fund—

- ☐ Copyright Owners Subfund: *If you check here, then select statement A or D(i) below in item 5, whichever is more applicable.*
☐ Featured Artists Subfund: *If you check here, then select statement C or D(i) below in item 5, whichever is more applicable.*

Musical Works Fund—

- ☒ Writers Subfund: *If you check here, then select statement B, D(i), or D(ii) below in item 5, whichever is more applicable.*
☐ Publishers Subfund: *If you check here, then select statement B, D(i), or D(ii) below in item 5, whichever is more applicable.*

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INTERESTED COPYRIGHT PARTY DEFINITION: Indicate below how the claimant fits within the definition of "interested copyright party" in 17 U.S.C. §1001(7). If the claimant is an interested copyright party under more than one category, then select the most appropriate category that corresponds to the subfund selected in item 4 (above).

Check only one statement below.

- (A) ☒ I am the owner of the exclusive right under section 106(1) of the Copyright Act to reproduce a sound recording of a musical work that has been embodied in a digital musical recording or analog musical recording lawfully made under the Copyright Act that has been distributed (see 17 U.S.C. §1001(7)(A)); or
- (B) ☐ I am the legal or beneficial owner of, or the person who controls, the right to reproduce in a digital musical recording or analog musical recording a musical work that has been embodied in a digital musical recording or analog musical recording lawfully made under the Copyright Act that has been distributed (see 17 U.S.C. §1001(7)(B)); or
- (C) ☐ I am a featured recording artist who performs on a sound recording that has been distributed (see 17 U.S.C. §1001(7)(C)); or
- (D) I am an association or other organization (make your selection below):
- (i) ☐ representing persons specified in subparagraph (A), (B), or (C), (17 U.S.C. §1001(7)(D)(i)) — or —
- (ii) ☐ engaged in licensing rights in musical works to music users on behalf of writers and publishers (17 U.S.C. §1001(7)(D)(ii)).

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CLAIM IDENTIFICATION: Provide the title of at least one musical work or sound recording embodied in a digital musical recording or an analog musical recording lawfully made under the Copyright Act that has been distributed or disseminated to the public in transmissions between January 1 and December 31, 2008.

holy hip hop, one on one on one, dopeman tribute remix, it's a sport affair, ticket to a dream world, dance to the drummer's beat, easy going, hello, enjoyment, dance, hump to the sound, time after time, who's the funky d.j., live at freak nik, throw the d and ghetto bass, freak nik 97 live, throw the d, jealous girl. sound, easy going, a refreshing love, share your love, world.

Declaration

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The undersigned declares under penalty of law that he or she is the interested copyright party or a representative of that party duly authorized to file this claim and further declares that all statements contained herein are true, complete, and accurate to the best of the undersigned's knowledge, information, and belief, and are made in good faith. [18 U.S.C. §1001 (2000)]

HERMAN KELLY

(TYPED OR PRINTED NAME)

Herman Kelly

(SIGNATURE)

Feb 5, 2009

(DATE)